

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... **FEB 23 1983**

Returned to applicant for correction.

Corrected application filed.....Map filed NOV 13 1981 under 44309

The applicant.....MILCHEM, INCORPORATED

Post Office Box 272 of Battle Mountain
Street and No. or P.O. Box No. City or Town
Nevada 89820 hereby make S application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit Number 43192
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is underground.
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.0 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for mining, milling and domestic.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for mining, milling and domestic.
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, T.37N.,
Describe as being within a 40-acre subdivision of public survey and by course and
R.42E., M.D.B. & M., or at a point from which the Northwest corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
Section 20 bears N62 $^{\circ}$ 20' 19" W 1.214.8'.
6. The existing permitted point of diversion is located within Lot 7 of Section 12, T.37N., R.41E.,
If point of diversion is not changed, do not answer.
M.D.B. & M., or at a point from which the Southeast corner of said Section 12
bears S72 $^{\circ}$ 02' E 2.298.7'.
7. Proposed place of use South Half and portions of the NE $\frac{1}{4}$ of Section 12, T.37N.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
R.41E., M.D.B. & M.
8. Existing place of use South Half of Section 12, T.37N., R.41E., M.D.B. & M.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day
10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump, motor, pipelines.
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works in excess of \$1,000.00
13. Estimated time required to construct works one (1) year

14. Estimated time required to complete the application of water to beneficial use three (3) years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This request is to move the point of diversion to a more advantageous

site. All conditions of the original permit will be complied with.

Use Map under Permit 43192 for existing point of diversion and place of

use. Use map under 44309 and 43192 for proposed point of diversion and
place of use

ROBERT N. CALDWELL, R.L.S., S.W.R.S., AGENT
By: Robert N. Caldwell

146 West Second Street

Winnemucca, Nevada 89445-3493

Compared pr/bl pr/bl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 43192 is issued subject to the terms and conditions imposed in said Permit 43192 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under this permit and Permits 44309 and 44640 shall not exceed 283.08 million gallons annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 235.9 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before January 14, 1985

Proof of completion of work shall be filed before February 14, 1985

Application of water to beneficial use shall be made on or before January 14, 1986

Proof of the application of water to beneficial use shall be filed on or before February 14, 1986

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed APR 05 1985

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this 15th day of August,

A.D. 19 84


State Engineer

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By ROBERT N. CALDWELL, R.L.S., S.W.R.S., AGENT
s/Robert N. Caldwell
146 West Second Street
Winnemucca, Nevada 89445-3493

Compared bl/bc gcr/bl

Protested _____

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Certificate No. _____ Issued _____

2407 (Rev. 6-81)

IN TESTIMONY WHEREOF, I, PETER G. MORROS,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 31st day of July,

A.D. 19 84

Peter G. Morros
 State Engineer

By 59317 L.O. CB

Permit Terms (Continued)

with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

